

## Final Disposition of Bills.

## SUPPLEMENT.

Number of Bill	Date Filed	Vote	
		House	Senate
H. B. No. 934	May 25, 1933 3:00 p. m.	Yeas 104 Nays 0	Yeas 26 Nays 0
S. B. No. 262	May 25, 1933 5:30 p. m.	Yeas 103 Nays 21	Yeas 21 Nays 3
S. B. No. 472	May 25, 1933 5:30 p. m.	Yeas 105 Nays 17	Yeas 27 Nays 1
S. B. No. 429	May 25, 1933 4:10 p. m.	Yeas 109 Nays 2	Yeas 27 Nays 0
S. B. No. 508	May 25, 1933 4:10 p. m.	Passed by viva voce vote	Passed by viva voce vote

W. W. HEATH, Secretary of State.

## SEVENTY-FIFTH DAY

(Continued.)

Senate Chamber,  
Austin, Texas,  
May 27, 1933.

The Senate met at 10 o'clock a. m., pursuant to recess, and was called to order by Lieutenant Governor Edgar E. Witt.

## Resolution Introduced.

By unanimous consent the Rule relating to the introduction of bills after the first 52 days of the session was suspended and consent was granted to introduce the following resolution:

By Senator Moore:

S. J. R. No. 31, Proposing an amendment to Section 5 of Article 3 and Section 24 of Article 3 of the Constitution of the State of Texas.

Read and referred to Committee on Constitutional Amendments.

## Bills Signed.

The Chair, Lieutenant Governor Edgar E. Witt, gave notice of signing, and did sign, in the presence of the Senate, after their captions had been read, the following bills:

S. B. No. 493.    S. B. No. 571.  
S. B. No. 485.    S. B. No. 568.  
S. B. No. 539.

## Communication Referred.

The Chair laid before the Senate a communication from Hon. Morris Sheppard, relative to certain legislation, which was read and referred to the Committee on Federal Relations.

## Motion To Concur.

Senator Small moved to concur in the two House amendments to S. B. No. 532. The motion prevailed by the following vote:

Yeas—21.

Beck.	Rawlings.
Blackert.	Redditt.
Duggan.	Regan.
Greer.	Russek.
Hopkins.	Sanderford.
Hornsby.	Small.
Moore.	Stone.
Neal.	Woodruff.
Pace.	Woodul.
Parr.	Woodward.
Patton.	

Nays—4.

Collie.	Murphy.
DeBerry.	Purl.

Present—Not Voting.

Martin.

Absent.

Poage.

Absent—Excused.

Cousins.	Holbrook.
Fellbaum.	Oneal.

#### H. C. R. No. 84.

The Chair laid before the Senate:  
H. C. R. No. 84, Authorizing the placing of certain money in the general revenue fund.

The committee report recommending that the bill be not printed was adopted by unanimous consent.

The resolution was read and adopted.

#### Senate Simple Resolution No. 120.

Senator Martin sent up the following resolution:

Providing for the creation of a Senate Committee to inquire into the application of the fee system of Texas, in conformity with the work of the Fee Committee appointed by the 42nd Legislature; authorizing an inquiry by said committee into tax delinquencies as such delinquencies affect the State revenue; and authorizing an inquiry into the affairs of State departments in the administration of affairs generally affecting the expenditures of public funds and other affairs of such departments touching the welfare of the citizens of Texas.

Whereas, Attention of the Senate has been called to the effective and economical work of the Senate Fee Committee appointed by the Senate of the 42nd Legislature, and

Whereas, It is apparent to every observant person that the State has due it millions of dollars in delinquent taxes exclusive of ad valorem taxes, and

Whereas, Many departments of the State Government are charged with the duty of collecting taxes and are deficient in this work, and

Whereas, The tax payers are burdened almost beyond the ability to pay the operating expenses of government, largely because of the delinquency in tax payments, and

Whereas, The saving of practically one million dollars to the tax payers by the 42nd Senate Fee Committee, justifies a continuation of the splendid work launched by said committee,

Now therefore be it resolved by the Senate:

Section 1. That the President of the Senate be and he is hereby au-

thorized to appoint a committee of five members of the Senate, together with the Chairman of the Committees on Civil Jurisprudence and Criminal Jurisprudence to sit at intervals during the vacation of the 43rd Legislature, whose duties shall be to continue an inquiry into the application of the fee system in Texas; to inquire into tax delinquencies as such delinquencies apply to the State Revenue; to inquire into the collection of taxes, fees, and assessments by various departments of the State Government and the expenditures of said taxes, fees and assessments exclusive of legislative appropriations; and to inquire into other affairs and activities of governmental departments and institutions of whatever kind or character, as such activities affect the financial or other welfare of the citizens of Texas.

Sec. 2. That said Committee shall have the power to formulate its own rules of procedure and evidence, and to provide for its own hours for meeting and adjourning; said committee shall sit in the Capitol at Austin during its sessions, and sessions of said committee shall be open to the public, except at such times as the committee, by a majority vote, may determine to hold an executive session. The chairman of said committee shall be elected by a majority vote of the members of said committee, and the committee shall appoint its own secretary and employees, and its sergeant-at-arms.

Sec. 3. That the committee shall have power to issue process for witnesses to any place in this State, and to compel their attendance, and produce all books and records, and upon disobedience of any subpoena the said committee shall have power to issue attachments which may be addressed to and served by either the sergeant-at-arms appointed by said committee or any sheriff or any constable of this State. Said committee shall have power to inspect and make copies of any books, records or files of departments and institutions and any and all officers and/or employees of departments and institutions under investigation by said committee, and of any county or political subdivision of the State, and shall also have power to examine and audit the books of any person, firm or

corporation having dealings with departments and institutions and any and all officers and/or employees of departments and institutions under investigation by said committee. The committee shall have power to administer oaths and affirmations and fix the bonds of attached witnesses; and the committee shall further have all powers necessary in order to accomplish the purpose for which it is appointed.

Sec. 4. The witnesses attending said committee under process shall be allowed the same mileage and per diem as is allowed witnesses in the trial of criminal cases in the district court.

Sec. 5. Said committee shall have power and authority to employ and compensate all necessary experts, investigators, stenographers, clerks, auditors and all other necessary employees, and it shall be the duty of said committee to make and keep a record of its investigation.

Sec. 6. That said committee may call upon the Attorney General's department, Auditing department, Ranger department, and all other departments for assistance and advice and it shall be the duty of the Attorney General's department to render opinions, give counsel and assistance to said committee upon request of the chairman or members of said committee.

Sec. 7. That said committee shall begin and complete its investigation at the earliest practicable moment and shall submit a report in writing to the Forty-fourth Legislature. The compensation and expenses herein provided for incident to the work of such committee shall be paid out of the appropriation for mileage and per diem and contingent expenses of the regular session of the Forty-third Legislature, upon sworn account of the persons entitled to such pay, when approved by the chairman of said committee, and sufficient money is hereby appropriated out of the mileage and per diem and contingent fund of said regular session of the Forty-third Legislature to meet the payment of such per diem and expenses of the members of said committee, witnesses, fees, and other expenses incident to said investigation.

Sec. 8. Said committee may include in its report its recommenda-

tion of any legislation that should be enacted or other action that should be taken.

MARTIN,  
BECK,  
MOORE,  
MURPHY,

PATTON,  
PACE,  
GREER,  
PURL.

The resolution was read.

Senator Martin received unanimous consent to suspend the rule requiring resolutions to be referred before consideration.

The resolution was adopted.

#### House Bill No. 832.

The Chair laid before the Senate, by unanimous consent, the following bill:

H. B. No. 832, A bill to be entitled "An Act creating the Texas Athletic Commission, which shall have sole jurisdiction over all ring exhibitions in the State, said Commission to consist of three members, appointed by the Governor, and fixing the terms of office at two years, providing the method of filling vacancies; providing for the maintenance of an office, the selection of a chairman and a secretary, and the number that shall constitute a quorum; fixing the yearly salaries, and from what funds such salaries shall be paid; providing for the appointment of a secretary to the Commission, prescribing his duties, and fixing his salary; fixing the time for the first meeting and organization of the Commission, the adoption of a seal for the Commission, etc., and declaring an emergency."

Read second time.

On motion of Senator Stone the bill was set as special order at 11:30 o'clock a. m. today.

#### Message From the House.

Hall of the House of Representatives,  
Austin, Texas, May 27, 1933.  
Hon. Edgar E. Witt, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills:

S. B. No. 118, A bill to be entitled "An Act to amend Article 514, Revised Civil Statutes, as amended Acts Forty-first Legislature, First Called Session; and declaring an emergency."

S. B. No. 180, A bill to be entitled

"An Act giving county courts acting in probate matters authority to authorize guardians of estates of minors to partition real estate in which the minor's estate has an interest in common with other part owner or owners, and providing the procedure for granting such authority by requiring the guardian to file an application describing the land to be partitioned and the terms of contract for such partition and that it is to the best interest of the minor's estate that the land be divided as provided in the agreement and providing that the applications shall be filed and called to the attention of the judge, etc.; and declaring an emergency."

S. B. No. 543, A bill to be entitled "An Act providing that the Comptroller of Public Accounts shall not issue any warrant for the payment of the available school funds or rural aid or vocational educational funds, to or for the benefit of any school district or city or town which has assumed the control of its public schools, when the interest and/or principal on any bonds owed by such school district and/or city or town belonging to the Permanent School Fund remain unpaid for a period of two years, etc.; and declaring an emergency."

The House has granted the request of the Senate for the appointment of a conference committee to consider the differences between the two houses on S. B. No. 338. The following are conferees on the part of the House:

Good, Fuchs, Renfro, Vaughan and Latham.

Respectfully submitted,

LOUISE SNOW PHINNEY,  
Chief Clerk, House of Representatives.

#### House Bill No. 134.

The Chair laid before the Senate, by unanimous consent, H. B. No. 134.

Read second time.

On motion of Senator Pace, the bill was laid on the table subject to call.

#### Senate Bill No. 326.

Senator Woodruff asked unanimous consent to take up out of its regular order S. B. No. 326.

Objection was heard.

Senator Woodruff moved to sus-

pend the regular order of business, and take up S. B. No. 326. The motion was lost by the following vote:

Yeas—10.

Blackert.	Poage.
Collie.	Purl.
Greer.	Woodruff.
Neal.	Woodul.
Pace.	Woodward.

Nays—12.

DeBerry.	Rawlings.
Duggan.	Redditt.
Hornsby.	Regan.
Moore.	Russek.
Murphy.	Sanderford.
Patton.	Stone.

Absent.

Beck.	Parr.
Hopkins.	Small.
Martin.	

Absent—Excused.

Cousins.	Holbrook.
Fellbaum.	Oneal.

#### House Bill No. 831.

Senator Woodruff asked unanimous consent to take up out of its regular order H. B. No. 831.

Objection was heard.

Senator Woodruff moved to suspend the regular order of business and take up H. B. No. 831. The motion was lost by the following vote:

Yeas—11.

Collie.	Rawlings.
Hornsby.	Stone.
Neal.	Woodruff.
Pace.	Woodul.
Parr.	Woodward.
Patton.	

Nays—11.

Beck.	Poage.
DeBerry.	Purl.
Duggan.	Regan.
Greer.	Russek.
Moore.	Sanderford.
Murphy.	

Present—Not Voting.

Redditt.	Small.
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Absent.

Blackert.	Martin.
Hopkins.	

Absent—Excused.

Cousins. Holbrook.  
Fellbaum. Oneal.

#### House Bill No. 14.

Senator DeBerry asked unanimous consent to take up out of its regular order H. B. No. 14.

Objection was heard.

Senator DeBerry moved to suspend the regular order of business and take up out of its regular order H. B. No. 14. The motion prevailed by the following vote:

#### Yeas—19.

Beck. Poage.  
Collie. Purl.  
DeBerry. Rawlings.  
Duggan. Regan.  
Hornsby. Russek.  
Murphy. Small.  
Neal. Stone.  
Pace. Woodul.  
Parr. Woodward.  
Patton.

#### Nays—3.

Moore. Woodruff.  
Sanderford.

Present—Not Voting.

Martin. Redditt.

Absent.

Blackert. Hopkins.  
Greer.

Absent—Excused.

Cousins. Holbrook.  
Fellbaum. Oneal.

The Chair laid before the Senate the following bill:

By Mr. Moffett:

H. B. No. 14. A bill to be entitled "An Act to amend Article 7043 of the Revised Civil Statutes, 1925, as amended by Chapter 23, Acts of the Third Called Session, Forty-first Legislature, as amended by Chapter 32, Acts Second Called Session, Forty-first Legislature, relating to ascertaining tax rate, and declaring an emergency."

Read second time.

Senator Moore sent up the following amendment:

Amend H. B. No. 14 by changing the words and figures "fifty-seven

cents (57c)" wherever they appear in the bill to hereafter read "sixty-seven cents (67c)".

MOORE,  
REGAN.

The amendment was read.

Senator DeBerry moved to table the amendment. The motion was lost by the following vote:

#### Yeas—5.

Blackert. Hornsby.  
Collie. Pace.  
DeBerry.

#### Nays—16.

Beck. Purl.  
Duggan. Rawlings.  
Moore. Regan.  
Murphy. Sanderford.  
Neal. Small.  
Parr. Woodruff.  
Patton. Woodul.  
Poage. Woodward.

Present—Not Voting.

Martin. Stone.  
Russek.

Absent.

Greer. Redditt.  
Hopkins.

Absent—Excused.

Cousins. Holbrook.  
Fellbaum. Oneal.

The amendment was adopted.

The bill was passed to third reading.

On motion of Senator DeBerry, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 14 was put on its third reading and final passage by the following vote:

#### Yeas—25.

Beck. Poage.  
Blackert. Purl.  
Collie. Rawlings.  
DeBerry. Redditt.  
Duggan. Regan.  
Hornsby. Russek.  
Martin. Sanderford.  
Moore. Small.  
Murphy. Stone.  
Neal. Woodruff.  
Pace. Woodul.  
Parr. Woodward.  
Patton.

Absent.

Greer. Hopkins.

Absent—Excused.

Cousins. Holbrook.  
Fellbaum. Oneal.

Read third time and finally passed  
by the following vote:

Yeas—26.

Beck.	Patton.
Blackert.	Poage.
Collie.	Purl.
DeBerry.	Rawlings.
Duggan.	Redditt.
Greer.	Regan.
Hornsby.	Russek.
Martin.	Sanderford.
Moore.	Small.
Murphy.	Stone.
Neal.	Woodruff.
Pace.	Woodul.
Parr.	Woodward.

Absent.

Hopkins.

Absent—Excused.

Cousins. Holbrook.  
Fellbaum. Oneal.**Privileges of the Floor Extended.**

On motion of Senator Woodruff, Hon. Hugh Jones, chairman of the Oklahoma Corporation Commission, was extended the privileges of the floor.

**House Bill No. 555.**

The Chair laid before the Senate, by unanimous consent, the following bill:

By Mr. Hankamer, Mr. Tennyson, Mr. Stinson, Mr. Clayton, and Mr. Walker:

H. B. No. 555, A bill to be entitled "An Act to amend Article 2350, of Title 44, of the Revised Civil Statutes of the State of Texas, 1925, as amended by Act of the Thirty-ninth Legislature, Regular Session, Chapter 135, Section 1, and as amended by Act of the Fortieth Legislature, page 435, Chapter 490, Section 1, and as amended by Act of the Fortieth Legislature, First Called Session, page 138, Chapter 46, Section 1, relating to the salaries of county commissioners; repealing all laws, both general or special, and parts of

laws, etc.; and declaring an emergency."

Read second time.

Senator Regan sent up the following amendment:

Amend H. B. No. 555, Section 1, page 1, by striking out the figures "\$7,500,000.00" in line 55, and inserting in lieu thereof the figures "\$10,000,000.00," and by striking out the figures "\$7,500,000.00" in line 56 and inserting in lieu thereof the figures "\$10,000,000.00."

REGAN.

Read and adopted.

Senator Hornsby sent up the following amendment:

Amend H. B. No. 555, Section 1, page 1, by inserting between line 60 and line 61 the following: "\$45,000,000 and less than \$50,000,000, and containing a population of more than 77,700 inhabitants and less than 78,000 inhabitants in this State, according to the last preceding Federal census, and in which county is situated State properties worth many millions of dollars—\$2,400.00"

HORNSBY.

Read and adopted.

Senator Regan sent up the following amendments:

Amend H. B. No. 555, Section 1, page 1, by striking out the figures "\$25,750,000.00" in line 57 and inserting in lieu thereof the figures "\$20,750,000.00."

REGAN.

Read and adopted.

Amend H. B. No. 555, Section 1, page 1, by inserting between the line 58 and 59, the following:

"\$18,660,000.00 and less than \$18,665,000.00 in counties containing more than 32,500 inhabitants and less than 32,900 inhabitants, in this State, according to the last preceding Federal census—\$1,800.00."

REGAN.

Read and adopted.

Amend H. B. No. 555, Section 1, page 1, by inserting between lines 60 and 61 the following:

"\$60,420,000 and less than \$60,425,000 in counties containing more than 64,000 inhabitants and less than 64,500 inhabitants, in this State, according to the last preceding Federal census—\$2,280.00."

REGAN.

Read and adopted.

Amend H. B. No. 555, Section 2, page 2, by striking out the period after the word "repealed" in line 14, and inserting in lieu thereof a comma and by adding the following at the end of said Section 2, line 14, page 2:

"Save and except the provisions of H. B. No. 505, enacted by the Forty-third Legislature of the State of Texas, Regular Session, which said Act amended Section 1, Chapter 213 of the Acts of the Regular Session of the Forty-second Legislature."

REGAN.

Read and adopted.

Senator Woodward sent up the following amendment:

Amend line 57, page 1, changing the figures 1530 to 1500.

WOODWARD.

Read and adopted.

Senator Woodul sent up the following amendment:

Amend H. B. No. 555 by inserting a new classification after line 62 as follows: "\$290,000,000.00 and over—\$3800.00," and by striking out the word "over" in line 62 and adding "less than \$290,000,000.00."

WOODUL,  
PURL.

Read and adopted.

Senator Murphy sent up the following amendment:

Amend H. B. No. 555, by striking out all after the word "to-wit" in line 57 to and including line 53 and insert the following: "The salary of each county commissioner shall be paid at least one-half out of the Road and Bridge Fund, but not to exceed 75% of said salaries shall be paid out of such fund."

MURPHY.

The amendment was read.

Senator Rawlings sent up the following amendment to the amendment:

Amend the Murphy amendment by adding the following:

"Provided however the provision shall not apply to counties operating under a special law covering the subject."

RAWLINGS.

Read and adopted.

The amendment as amended was adopted.

Senator Woodruff sent up the following amendment:

Amend H. B. No. 555 by striking out the figures, by adding between line 56 and 57 the following: \$10,609,900 and less than \$10,610,000, \$12,027,500 and less than \$12,027,600, \$11,578,300 and less than \$11,578,600, \$11,649,850 and less than \$11,649,950—\$1500.00.

(Such valuation to be as shown by the annual report of the Comptroller of Public Accounts of the State of Texas for the year 1932.)

WOODRUFF.

Read and adopted.

Senator Pace sent up the following amendment:

Amend H. B. No. 555 on page 1, by adding a new Section under Article 2350 as follows:

"Provided that in all counties in this State which had a population, according to 1930 census, of not less than 53,122 and not greater than 53,200, and whose valuation shall be not less than \$23,000,000, nor greater than \$28,000,000. The salary of the county commissioners shall be the sum of \$2,100 per year."

PACE.

Read and adopted.

The bill was passed to third reading.

On motion of Senator Regan the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 555 was put on its third reading and final passage by the following vote:

Yeas—27.

Beck.	Patton.
Blackert.	Poage.
Collie.	Purl.
DeBerry.	Rawlings.
Duggan.	Redditt.
Greer.	Regan.
Holbrook.	Russek.
Hornsby.	Sanderford.
Martin.	Small.
Moore.	Stone.
Murphy.	Woodruff.
Neal.	Woodul.
Pace.	Woodward.
Parr.	

Absent—Excused.

Cousins.	Hopkins.
Fellbaum.	Oneal.

Read third time and finally passed.

**Message from the House.**

Hall of the House of Representatives,  
Austin, Texas, May 27, 1933.  
Hon. Edgar E. Witt, President of the  
Senate.

Sir: I am directed by the House  
to inform the Senate that the House  
has passed the following resolution:  
S. C. R. No. 71, (as amended)  
Providing for sine die adjournment  
of the Forty-third Legislature.

Respectfully submitted,  
LOUISE SNOW PHINNEY,  
Chief Clerk, House of Representatives.

**Conference Committee Requested.**

On motion of Senator Woodul, the  
Senate refused to concur in the  
House amendment to S. C. R. No.  
71 and requested the appointment of  
a Free Conference Committee.

The Chair appointed the following  
on the part of the Senate:

Senators Small, Woodul, Wood-  
ward, Sanderford and Russek.

**Free Conference Report.**

Senator Rawlings called up the  
Free Conference Committee report  
on H. B. No. 928. The report was  
adopted.

**House Bill No. 832.**

The Chair laid before the Senate  
as special order the following bill:

H. B. No. 832, A bill to be entitled  
"An Act creating the Texas Athletic  
Commission, which shall have sole  
jurisdiction over all ring exhibitions  
in the State, said Commission to con-  
sist of three members, appointed by  
the Governor, and fixing the terms  
of office at two years, providing the  
method of filling vacancies; provid-  
ing for the maintenance of an office,  
the selection of a chairman and a  
secretary, and the number that shall  
constitute a quorum; fixing the  
yearly salaries, and from what funds  
such salaries shall be paid; provid-  
ing for the appointment of a secre-  
tary to the Commission, prescribing  
his duties, and fixing his salary; fix-  
ing the time for the first meeting and  
organization of the Commission, the  
adoption of a seal for the Commis-  
sion, etc., and declaring an emer-  
gency."

Committee Amendments Nos. 1  
and 2 were adopted.

Senator Stone sent up the follow-  
ing amendments:

Amend H. B. No. 832, by striking  
out the words "and Comptroller of  
Public Accounts" wherever it ap-  
pears in the caption of the bill.

STONE.

Read and adopted.

Amend H. B. No. 832, by adding  
at the end of Section 1, the fol-  
lowing:

"Sole jurisdiction and authority is  
hereby vested in the Commissioner  
of Labor to enforce the provisions  
of this act regulating the promot-  
ing, conducting or maintaining of  
fistic combats, wrestling matches,  
boxing or sparring contests or ex-  
hibitions for money remuneration,  
purses or prize equivalent to be re-  
ceived by the participants or con-  
testants, or where an admission fee  
thereto or therefor is charged or  
received, and he is hereby given  
specific authority to promulgate  
such rules and regulations as shall  
become necessary in carrying out  
the purposes of this act, and shall  
have the power of refusal of license  
or permits to boxers, wrestlers, man-  
agers or promoters if after investiga-  
tion applicant or applicants are  
found to be of questionable charac-  
ter or not entitled to same under the  
provisions of this act. The definition  
of the words, boxer, wrestler, man-  
ager, promoter together with the  
phrases "fistic combat", "wrestling  
match", "boxing contest" as used in  
this act shall be accepted as defined  
by the National Boxing Association  
and the National Wrestling Associa-  
tion, and the rules governing ring  
regulations of boxing and wrestling  
contests or sparring contests or ex-  
hibitions, their seconds and referees  
shall be in accordance with those set  
out by the National Boxing and  
Wrestling Association.

STONE.

Read and adopted.

Amend H. B. No. 832 by striking  
out of Section 4, the words "Comp-  
troller of Public Accounts and with  
the" and add the word "him" after  
the words "furnished by" and before  
the words "or otherwise" instead of  
the words "the former"; and after  
the words "registration filed with  
the" and before the words "shall be  
accompanied" strike out the words  
"Comptroller of Public Accounts"



and insert in lieu thereof "Commissioner of Labor"; and after the words "with a registration fee" and before the words "such remittance to be" insert "for which a permit may be issued by said Commissioner of Labor"; after the words "remitting such registration fee" and before the words "shall be deemed guilty" insert "and having in their possession a duly authorized permit."

STONE.

Read and adopted.

Amend H. B. No. 832, by striking out the words "Comptroller of Public Accounts" wherever they appear in section 5 and insert in lieu thereof "Commissioner of Labor."

STONE.

Read and adopted.

Amend H. B. No. 832, Section 6, by eliminating the words "and Comptroller of Public Accounts" after the words "Commissioner of Labor Statistics" and before the words "at Austin, Texas"; and after the words "shall attach to the" and before the words "report legal tender" insert the words "Commissioner of Labor" in lieu of the words "Comptroller of Public Accounts."

STONE.

Read and adopted.

Amend H. B. No. 832, Section 7, by striking out the words "Comptroller of Public Accounts" wherever they appear in said section and insert in lieu thereof the words "Commissioner of Labor"; and by striking out the words "State Comptroller of Public Accounts" after the words "twenty (20) days after notice by the" and before the words "to such delinquent individual" and insert the words "Commissioner of Labor".

STONE.

Read and adopted.

Amend H. B. No. 832, Section 8, by striking out the words "the former" after the words "furnished by" and before the words "or otherwise by" and insert in lieu thereof "him"; and by striking out the words "Comptroller of Public Accounts or" after the words "filed if other than with the" and before the words "Commissioner of Labor Statistics, Austin"; and by striking

out the words "Comptroller of Public Accounts or" after the words "or which is to be furnished the" and insert in lieu thereof the words "Commissioner of Labor"; and by striking out the words "Comptroller of Public Accounts" after the words "which is to be furnished the" and before the words "shall be accompanied with" and insert in lieu thereof the words "Commissioner of Labor."

And, by striking out the words "Comptroller of Public Accounts" and "with the" after the words "such persons shall file with the" and before the words "Commissioner of Labor Statistics, of Austin."

STONE.

Read and adopted.

Amend H. B. No. 832, Section 9, by striking out the words "Comptroller" or "Comptroller of Public Accounts" wherever they appear in said section and insert in lieu thereof "Commissioner of Labor Statistics."

STONE.

Read and adopted.

Amend H. B. No. 832, Section 17, by striking out the word "Comptroller" after the word "the" and before the words "shall have the full power" and insert in lieu thereof the words "Commissioner of Labor"; and by striking out the words "or the Commissioner" after the words "Governing all reports he" and before the words "shall believe expedient and necessary."

STONE.

Read and adopted.

#### House Bill No. 43.

The Chair laid before the Senate by unanimous consent the following bill:

By Mr. Colson, Mr. Johnson of Anderson, Mr. Mathis, Mr. Butler, Mr. McGregor, Mr. Hill of Brazos, Mr. Holland, Mr. Palmer, and Mr. Morse:

H. B. No. 43, A bill to be entitled "An Act creating a district Court for Montgomery County, Texas, constituted and to be known as the One Hundred and Twenty-seventh Judicial District Court of Texas; etc., and declaring an emergency."

Read second time.

The committee amendment was adopted.

The bill was read second time and passed to third reading.

On motion of Senator Patton, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 43 was put on its third reading and final passage by the following vote:

**Yeas—19.**

Beck.	Parr.
Blackert.	Patton.
DeBerry.	Purl.
Duggan.	Redditt.
Greer.	Regan.
Hopkins.	Russek.
Martin.	Stone.
Murphy.	Woodul.
Neal.	Woodward.
Pace.	

**Nays—5.**

Collie.	Small.
Hornsby.	Woodruff.
Rawlings.	

**Present—Not Voting.**

Sanderford.

**Absent.**

Moore.	Poage.
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**Absent—Excused.**

Cousins.	Holbrook.
Fellbaum.	Oneal.

Read third time and finally passed by the following vote:

**Yeas—13.**

Greer.	Redditt.
Hopkins.	Regan.
Martin.	Russek.
Neal.	Sanderford.
Pace.	Stone.
Parr.	Woodul.
Patton.	

**Nays—10.**

Blackert.	Purl.
Collie.	Rawlings.
DeBerry.	Small.
Hornsby.	Woodruff.
Murphy.	Woodward.

**Present—Not Voting.**

Moore.	Poage.
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**Absent.**

Beck.	Duggan.
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**Absent—Excused.**

Cousins.	Holbrook.
Fellbaum.	Oneal.

**Bills Signed.**

The Chair, Lieut. Gov. Edgar E. Witt, gave notice of signing, and did sign, in the presence of the Senate, after their captions had been read, the following bills:

S. B. No. 180.	S. B. No. 543.
S. B. No. 551.	S. B. No. 118.
S. B. No. 532.	H. B. No. 847.

**Message From the House.**

Hall of the House of Representatives,  
Austin, Texas, May 27, 1933.  
Hon. Edgar E. Witt, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has granted the request of the Senate for the appointment of a Conference Committee to consider the differences between the two Houses on S. C. R. No. 71. The following are conferees on the part of the House:

Goodman, Engelhard, Vaughan, Wagstaff, and Dunlap.

The House has adopted the Conference Committee Report on S. B. No. 412 by a vote of 104 yeas and 6 nays.

Respectfully submitted,

LOUISE SNOW PHINNEY,  
Chief Clerk, House of Representatives.

**House Bill No. 536.**

Senator Woodul asked unanimous consent to take up out of its regular order H. B. No. 536.

Objection was heard.

Senator Woodul moved to suspend the regular order of business and take up H. B. No. 536. The motion was lost by the following vote:

**Yeas—13.**

Beck.	Redditt.
Blackert.	Small.
Collie.	Stone.
Greer.	Woodruff.
Hornsby.	Woodul.
Neal.	Woodward.
Rawlings.	

**Nays—14.**

DeBerry.	Hopkins.
Duggan.	Martin.

Moore.	Poage.
Murphy.	Purl.
Pace.	Regan.
Parr.	Russek.
Patton.	Sanderford.

Absent—Excused.

Cousins.	Holbrook.
Fellbaum.	Oneal.

#### Free Conference Report.

Senator Martin called up the Free Conference Committee report on S. B. No. 412.

#### Recess.

Senator Stone moved to recess until 2 o'clock p. m.

Senator Russek moved to adjourn until 10 o'clock Monday morning.

Senator Purl moved to recess until 3 o'clock p. m. today.

The motion to adjourn was lost by the following vote:

Yeas—8.

Hopkins.	Patton.
Murphy.	Poage.
Pace.	Russek.
Parr.	Sanderford.

Nays—19.

Beck.	Purl.
Blackert.	Rawlings.
Collie.	Redditt.
DeBerry.	Regan.
Duggan.	Small.
Greer.	Stone.
Hornsby.	Woodruff.
Martin.	Woodul.
Moore.	Woodward.
Neal.	

Absent—Excused.

Cousins.	Holbrook.
Fellbaum.	Oneal.

The motion to recess until 3 o'clock p. m. prevailed and at 12:15 o'clock p. m. the Senate recessed.

#### After Recess.

The Senate met at 3 o'clock p. m., pursuant to recess, and was called to order by Lieutenant Governor Edgar E. Witt.

#### Motion To Adjourn.

No quorum being present, Senator Russek moved to adjourn until Monday morning at 10 o'clock. The motion was lost.

#### Senate Bill No. 412.

The question recurred upon the adoption of the Free Conference Committee report on S. B. No. 412.

On motion of Senator Woodward, the bill was laid on the table subject to call.

#### Free Conference Requested.

On motion of Senator Small, the Senate refused to concur in the House amendments to S. B. No. 259, and requested the appointment of a Free Conference Committee.

#### House Bill No. 832.

The question recurred upon H. B. No. 832.

Senator Purl sent up the following amendment:

Substitute for H. B. No. 43.

Amend H. B. No. 832 by striking out all below the enacting clause and inserting in lieu thereof the following:

"There is hereby created a State Athletic Commission. Within thirty days after this Act takes effect the Governor shall appoint three persons to be members of such commission. One of such Commissioners shall hold office for a term to expire January 1, 1934, one for a term to expire January 1, 1935, and one for a term to expire January 1, 1936. Their successors shall be appointed for a term of two years. The Commissioners shall receive no compensation for their services but shall be paid their actual and necessary traveling and other expenses incurred by them in the performance of their official duties. The commission shall maintain in the State of Texas general offices for the transaction of its business. The members of the Commission shall, at their first meeting after appointment, elect one of their number chairman of the commission, shall adopt a seal for the commission, and make such rules for the administration of their office, not inconsistent herewith, as they may deem expedient; and they may thereafter amend or abrogate such rules. Two of the members of the commission shall constitute a quorum to do business; and the concurrence of at least two Commissioners shall be necessary to render a determination by the commission.

The commission may appoint and at pleasure remove not to exceed four deputies who shall be paid a salary of \$4000.00 per annum and all necessary expenses for traveling and maintenance incurred by them in the performance of their official duties outside of the State of Texas. The commission shall direct a deputy to be present at each place where sparring, boxing or wrestling matches are to be held pursuant to the provisions of this Act. Such deputy shall ascertain the exact conditions surrounding such match or contest and make a written report of the same in the manner and form prescribed by the commission. The commission may appoint, and at pleasure remove, a secretary to the commission, whose duty it shall be to keep a full and true record of all its proceedings, preserve at its general office all its books, documents and papers, prepare for service such notices and other papers as may be required of him by the commission and perform such other duties as the commission may prescribe. The commission may employ such clerical employees as may be actually necessary and fix their salaries within the amount appropriated therefor by the Legislature. The secretary of the commission shall receive an annual salary of not to exceed three thousand dollars. The necessary traveling and other necessary expenses of the members of the commission, and the salary of its deputies and secretary, shall be paid monthly by the State Treasurer on the warrant of the State Comptroller and the certificate of the chairman of the commission out of the money appropriated to be used therefor. Such boxing, sparring or wrestling matches or contests may be held in any building for which the committee in its discretion may issue a license. Where such match or contest is authorized to be held in State or city owned armory the provisions of the military law in respect thereto must be complied with. But no such match or contest shall be held in a building wholly or partly used for religious services. The commission shall annually make to the Legislature a full report of its proceedings for the year ending with the first day of the preceding December and may submit,

with such report, such recommendations pertaining to its affairs as to it shall seem desirable.

Boxing, sparring and wrestling matches or exhibitions for prizes or purses, or where an admission fee is received, are hereby allowed except on Sundays. The commission shall have and hereby is vested with the sole direction, management, control and jurisdiction over all such boxing, sparring and wrestling matches or exhibitions to be conducted, held or given within the State of Texas, and no such boxing, sparring or wrestling match or exhibition shall be conducted, held or given within the State except in accordance with the provisions of this Act. The commission shall issue under its hand and seal, annual permits in writing for holding such boxing, sparring or wrestling matches, but only to corporations thereunto duly licensed as herein provided. Upon violation by any licensed corporation of any of the provisions hereof, or any rule, regulation or order of the commission the commission shall report the same to the committee and the latter may revoke the license of such corporation for such violation.

The Governor shall appoint and at pleasure remove a license committee, consisting of three persons who shall hold office until their successors are appointed. Each member of the committee shall serve without compensation. The committee may appoint, and at pleasure remove, a secretary to the license committee, whose duty it shall be to keep a full and true record of all its proceedings, preserve at its general office all its books, documents and papers, prepare for service such notices and other papers as may be required of him by the committee and generally to perform such duties as the committee may prescribe. The secretary of the license committee shall receive an annual salary of not to exceed three thousand dollars (\$3,000.00), which shall be paid in like manner as the salaries and expenses of the commission. Such committee shall appoint such clerical employees as may be actually necessary and fix their salaries within the amount appropriated therefor by the Legislature.

The committee shall maintain a

general office in the State of Texas, for the transaction of its business. The members of this license committee shall, at their first meeting after their appointment, elect one of their number chairman of the committee, shall adopt a seal for the committee and make such rules for the administration of their office, not inconsistent herewith, as they may deem expedient, and they may hereafter amend or abrogate such rules. A majority of the members of the committee shall constitute a quorum to do business, and the concurrence of a majority of such quorum shall be necessary to render a determination by the license committee.

The license committee is hereby given the sole control, authority and jurisdiction over all licenses to hold boxing, sparring or wrestling matches or exhibitions for prizes or purses or where an admission fee is received, and over all licenses to any and all persons who participate in such boxing, sparring or wrestling matches or exhibitions, as hereinafter provided.

The license committee may, in its discretion, issue a license to conduct, hold or give boxing, sparring or wrestling matches or exhibitions, subject to the provisions hereof, to any corporation, duly incorporated under the laws of the State of Texas, but not otherwise. Such corporation must hold a lease of a term of at least one year of the premises in which such match or exhibition is to be held, except that where such match or exhibition is to be given in an armory the lease thereof need not be for such term.

All corporations, physicians, referees, judges, matchmakers, timekeepers, professional boxers, professional wrestlers, their managers, trainers and seconds shall be licensed by the said license committee, and no such corporation or person shall be permitted to participate either directly or indirectly, in any boxing, sparring or wrestling or exhibition, or the holding thereof, unless such corporation or persons shall have first procured a license from the said license committee. For the purposes of this Act, a professional boxer or professional wrestler is deemed to be one who competes for a money prize or teaches or pur-

sues or assists in the practice of boxing or wrestling as a means of obtaining a livelihood of pecuniary gain, and any contest conforming to the rules, regulations and requirements of this Act shall be deemed to be a boxing match and not a prize fight.

Every application for a license shall be in writing, shall be addressed to the license committee, shall be verified by the applicants, and shall set forth such facts as the provisions hereof and the rules and regulations of the committee may require. The license committee shall furnish the commission with the names and addresses of all persons and corporations receiving licenses.

The commission shall have authority to issue, under the hand of its chairman and the seal of the commission, subpoenas for the attendance of witnesses before the commission, to the same effect as if they were issued in an action in the Supreme Court, and it may, by any member, administer oaths and affirmations, and it may examine witnesses in all matters pertaining to the administration of the affairs of the commission; and disobediences of such subpoenas and false swearing before such commission shall be attended with the same consequences and be subject to the same penalties as if such disobedience or false swearing occurred in an action in the Supreme Court. Like authority is hereby given to the license committee.

All buildings or structures used or intended to be used for holding or giving such boxing, sparring or wrestling matches or exhibitions shall be properly ventilated and provided with fire exits and fire escapes and in all manner conform to the laws, ordinances and regulations pertaining to buildings in the city, town or village where situated.

No boxing or sparring match or exhibition shall be of more than fifteen rounds in length. Such rounds to be not more than three minutes each; and no boxer shall be allowed to participate in more than fifteen rounds within twelve consecutive hours. The commission may in respect to any bout or in respect to any class of contestants, limit the number of rounds to a bout within the maximum of fifteen rounds. At

each boxing or sparring match or exhibition there shall be in attendance a duly licensed referee, who shall direct and control the same. Before starting such contest the referee shall ascertain from each contestant the name of his chief second, and shall hold such chief second responsible for the conduct of his assistant seconds, during the progress of the contest. The referee shall have power in his discretion to declare forfeited any prize, remuneration or purse, or any part thereof, belonging to the contestants, or one of them, if in his judgment such contest or contestants are not honestly competing. There shall also be in attendance two duly licensed judges who shall at the termination of each such boxing or sparring match or exhibition render their decision. If they are unable to agree, the decision shall be rendered by the referee. Each contestant shall wear, during such contest gloves weighing not less than five ounces, if such contestant be a light-weight or in a class of less weight and six ounces if such contestant be in a class heavier than the light-weight class. The provisions of this section shall apply to a wrestling contest except that the commission shall by rule and regulation prescribe the length or duration of such contest, the manner in which the contestant shall engage in such contest and such further safeguards and conditions as shall insure fair, sportsmanlike and scientific wrestling contest.

It shall be the duty of every corporation, at its own expense, to have in attendance at every boxing, sparring or wrestling match or exhibition a physician who has had not less than three years medical practice, whose duty it shall be to observe the physical condition of the boxers and wrestlers, and advise the referee or judges with regard thereto.

No person under the age of eighteen years shall participate in any boxing, sparring or wrestling match or exhibition, and no person under sixteen years of age shall be permitted to attend as spectators.

No corporation shall have, either directly or indirectly, any financial interest in a boxer or wrestler competing on premises owned or leased by the corporation or in which such corporation is otherwise interested.

Every such corporation and the

officers thereof and any such physician, referee, judge, timekeeper, boxer, wrestler, manager, trainer and second, who shall conduct, give or participate in any sham or collusive boxing, sparring or wrestling match or exhibition shall be deprived of his license by the committee. The commission shall report to the committee every violation of this section.

Any license herein provided for may be revoked or suspended by the license committee for the reason therein stated, that the licensee has in the judgment of said committee been guilty of an act detrimental to the interests of boxing or wrestling.

Before a license shall be granted to a corporation, such corporation shall execute and file with the State Comptroller a bond in the sum of five thousand dollars (\$5,000.00), to be approved as to form and sufficiency of sureties thereon by the State Comptroller, conditioned for the faithful performance by said corporation of the provisions of this Act and the rules and regulations of the commission, and upon the filing and approval of said bond the State Comptroller shall issue to said applicant a certificate of such filing and approval, which shall be by said applicant filed in the office of the license committee with its application for a license and no such license shall be issued until such certificate shall be filed. In case of default in such performance the commission may impose upon the delinquent a penalty in the sum of not more than one thousand dollars (\$1,000.00) for each offense, which may be recovered by the Attorney General in the name of the State of Texas in the same manner as other penalties are recovered by law; any amount so recovered shall be paid to the State Treasurer, as provided herein.

Each applicant for license, shall before a license is issued by the license committee, and annually thereafter during the life of such license, pay to the license committee, a license fee as follows: Corporations in cities of the first class, seven hundred and fifty dollars; in cities of the second class, five hundred dollars; elsewhere, three hundred dollars; physicians, twenty-five dollars; referees, twenty-five dollars; judges, twenty-five dollars; matchmakers, twenty-five dollars;

timekeepers, five dollars; professional boxers, five dollars; professional wrestlers, five dollars; managers, twenty-five dollars; trainers, five dollars; seconds, five dollars.

The weights and classes of boxers and the rules and regulations of boxing shall be the same as the weights and classes and rules and regulations adopted by the Army, Navy and Civilian Board of Boxing Control, Incorporated, and the International Sporting Club of New York, Incorporated.

No contest shall be allowed in which the difference in weight of the respective contestants shall exceed eighteen pounds. This provision shall not apply to boxers in the heavy and light-heavyweight classes or wrestlers.

No contestant shall be paid for services before the contest, and should it be determined by the judges and referee that such contestant did not give an honest exhibition of his skill such services shall not be paid for.

All boxers and wrestlers must be examined by a licensed physician within three hours of their entering the ring.

Every corporation shall file with the commission a report of medical examinations not later than twenty-four hours after the termination of a contest.

Every corporation holding any boxing, sparring or wrestling match or exhibition under this Act, for which an admission is charged and received, shall pay to the State Treasurer five per centum of the total gross receipts, exclusive of any Federal taxes paid thereon. Such payment shall be made within seventy-two hours after the holding of the contest.

All tickets of admission to any such boxing, sparring or wrestling match or exhibition shall bear clearly upon the face thereof the purchase price of same, and no such tickets shall be sold by such licensee for more than such price as printed thereon, or by any other person coming into possession of the same for a price in excess of fifty cents in advance of such printed price. All tickets sold by such licensee shall be sold from the box office on the premises in which such match is held. It shall be unlawful for any such corporation to admit to such a contest a number of people greater

than the seating capacity of the place where such contest is held. Violation of this section shall be a misdemeanor and shall be punishable as such and in addition shall incur forfeiture of license.

Any person who directly or indirectly holds any such boxing, sparring or wrestling match or contest except where all contestants or amateurs without first having procured a license as hereinbefore prescribed shall be guilty of a misdemeanor.

No provisions of this Act shall be construed to apply to any sparring, boxing or wrestling contest conducted under the supervision of the Texas State National Guard where all of the contestants are members of the active militia.

All receipts of the license committee shall be paid over to the State Treasurer.

Amend the caption to conform to the body of the bill.

PURL.

The amendment was read.

Senator Poage sent up the following amendment to the amendment:

Amend the amendment to H. B. No. 832 by striking out all reference to any deputies and by striking out the salary stated for the secretary to the commission and by inserting in lieu thereof the sum of \$1500 per year, and by striking out all reference to the license secretary.

POAGE.

Read and adopted.

#### Message From the House.

Hall of the House of Representatives.  
Austin, Texas, May 27, 1933.  
Hon. Edgar E. Witt, President of the Senate.

Sir: I am directed by the House to inform the Senate that Mr. Hankamer has been appointed in the place of Mr. Engelhard on the conference committee on S. C. R. No. 71.

That the House has refused to concur in Senate amendments to H. B. No. 555 and requests the appointment of a conference committee to adjust the differences between the two houses. The following are appointed on the part of the House:

Hankamer, Stinson, Nicholson, Ford and Hyder.

The House has adopted the following resolution:

H. C. R. No. 104, Authorizing the

Commissioner of Agriculture to secure mutual arrangements with the Mexican government for location of dams on, over or across the Rio Grande River.

Respectfully submitted,  
LOUISE SNOW PHINNEY,  
Chief Clerk, House of Representatives.

#### Free Conference Committee Report.

Senator Small sent up the following Free Conference Committee report:

Committee Room,  
Austin, Texas, May 27, 1933.  
Hon. Edgar E. Witt, President of the Senate.

Hon. Coke R. Stevenson, Speaker of the House of Representatives.

Sirs: We, your Free Conference Committee, appointed to adjust the differences between the House and Senate on Senate Concurrent Resolution No. 71, beg leave to report that we have agreed to recommend that the said resolution be amended to read as follows:

"Be It Resolved by the Senate of the State of Texas, the House of Representatives concurring, That the Regular Session of the 43rd Legislature stand adjourned Sine Die at 12 Noon, Thursday, June 1, 1933."

Respectfully submitted,

SMALL,  
WOODWARD,  
WOODUL,  
RUSSEK,  
SANDERFORD,

On part of the Senate.

HANKAMER,  
VAUGHAN,  
GOODMAN,  
WAGSTAFF,  
DUNLAP.

On part of the House.

Read and adopted.

#### Free Conference Committee Report.

Senator Beck sent up the following Free Conference Committee report:

Committee Room,  
Austin, Texas, May 27, 1933.  
Hon. Edgar E. Witt, President of the Senate.

Hon. Coke R. Stevenson, Speaker of the House of Representatives.

Sirs: We, your Conference Committee, appointed to adjust the differences between the two Houses on Senate Bill No. 492, have had the

same under consideration, and we recommend that said bill be passed in the form as attached hereto.

Respectfully submitted,

BECK,  
PACE,  
PURL,  
REGAN,  
MOORE,

On part of the Senate.

BECK,  
MORRISON,  
LINDSEY,  
CROSSLEY,

On part of the House.

S. B. No. 492.

#### A BILL

##### To Be Entitled

An Act to amend Chapter 8, Title 78, Revised Civil Statutes of 1925, permitting the organization of fraternal benefit societies on a limited basis; providing requirements to be met before permit is issued to such society by the Insurance Department of Texas; limiting operation of such societies to the State of Texas; providing that societies organized hereunder shall be subject to all provisions of Chapter 8, Revised Civil Statutes of 1925 not in conflict herewith; limiting the operation of this provision; repealing all laws in conflict; and declaring an emergency."

Be it enacted by the Legislature of the State of Texas,

Section 1. That Chapter 8, Title 78 of the Revised Civil Statutes of 1925, be amended by adding thereto a new provision to be known as Article 4838-a, which shall read as follows:

Article 4838-a. Societies may be incorporated in the manner prescribed by this Chapter for the organization of fraternal benefit societies, which shall have power only to transact business within the State of Texas; and to issue certificates providing for a maximum benefit of not exceeding three hundred (\$300.00) dollars on the weekly or monthly premium plan. Such society or societies shall be issued a certificate of authority in accordance with the provisions of this chapter. When it shall have received five hundred (500) bona fide applications on which at least one monthly payment has been made, which said payments in the aggregate shall in no case be



less than eight hundred (\$800.00) dollars.

Sec. 2. Provided that the advantages and privileges granted under this act shall be as follows: Permits to organize under this act may be granted until January 1, 1934, at which date it shall be necessary for the holder or holders of such permits to have two hundred and fifty (250) bona fide applications on which at least one monthly payment has been made and the remaining two hundred and fifty (250) bona fide applications, on which one monthly payment has been made, shall be completed within a period of six (6) months before a permanent certificate may be issued, provided that all other provisions in Section 1 of this act have been met.

Sec. 3. The fact that there is now no law under which a fraternal benefit society may be organized and operated on a limited basis, and afford protection to persons of limited means, creates an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days be suspended, and this act take effect and be in force from and after its passage; and it is so enacted.

Read and adopted by the following vote:

#### Yeas—27.

Beck.	Patton.
Blackert.	Poage.
Collie.	Purl.
DeBerry.	Rawlings.
Duggan.	Redditt.
Greer.	Regan.
Hopkins.	Russek.
Hornsby.	Sanderford.
Martin.	Small.
Moore.	Stone.
Murphy.	Woodruff.
Neal.	Woodul.
Pace.	Woodward.
Parr.	

#### Absent—Excused.

Cousins.	Holbrook.
Fellbaum.	Oneal.

#### Conferees Appointed.

The Chair announced the appointment of the following Senate Conferees on S. B. No. 259:

Senators Small, Stone, Woodruff, Duggan, and Rawlings.

#### House Bill No. 442.

Senator Purl called up from the Journal the motion to reconsider the vote by which H. B. No. 442 was finally passed. The motion to reconsider prevailed.

The bill was finally passed by the following vote:

#### Yeas—21.

Beck.	Purl.
Duggan.	Rawlings.
Greer.	Redditt.
Hopkins.	Regan.
Hornsby.	Russek.
Martin.	Sanderford.
Moore.	Small.
Neal.	Stone.
Pace.	Woodul.
Parr.	Woodward.
Patton.	

#### Nays—4.

Blackert.	DeBerry.
Collie.	Poage.

#### Absent.

Woodruff.

#### Absent—Excused.

Cousins.	Murphy.
Fellbaum.	Oneal.
Holbrook.	

#### Free Conference Report.

Senator Neal sent up the following Free Conference Committee report:

#### Committee Room,

Austin, Texas, May 26, 1933.

Hon. Edgar E. Witt, President of the Senate.

Hon. Coke R. Stevenson, Speaker of the House of Representatives.

Sirs: We, your Free Conference Committee, to whom was referred

H. B. No. 47, A bill to be entitled "An Act to prohibit the wilful taking, injury, or destruction of trees, shrubs, vines, flowers, and moss growing on the enclosed land of another or on land reserved, set aside, or maintained by the State as a public park, or as a refuge or sanctuary for wild animals, birds, or fish, without previous written permission of the owner of such land, or his representative, or of the superintendent or custodian of such park, refuge, or sanctuary; to prohibit the transportation, carriage or convey-

ance or the sale or the exposure for sale of certain wild plants or parts thereof; requiring certain officers and employees of the State to enforce this act; and prescribing penalties for violations thereof, and making certain exceptions."

Have had the same under consideration, and we recommend to the House of Representatives and to the Senate that said bill pass in the form attached hereto.

NEAL,  
PURL,  
WOODWARD,  
WOODUL,  
REGAN.

On part of the Senate.

MOORE,  
MORSE,  
FORD.

On part of the House.

By Morse, Mathis, H. B. No. 47.  
Holland, Bradley,  
and Moore.

#### A BILL

##### To Be Entitled

An Act to prohibit the wilful taking, injury, or destruction of trees, shrubs, vines, flowers, and moss growing on the enclosed land of another, or on land reserved, set aside, or maintained by the State as a public park, or as a refuge or sanctuary for wild animals, birds, or fish, without previous written permission of the owner of such land, or his representative, or of the superintendent or custodian of such park, refuge, or sanctuary; to prohibit the transportation, carriage or conveyance or the sale or the exposure for sale of certain wild plants or parts thereof; requiring certain officers and employees of the State to enforce this act; and prescribing penalties for violations thereof, and making certain exceptions.

Be it enacted by the Legislature of the State of Texas.

Section 1. That it shall be unlawful for any person wilfully to pick, pull, pull up, tear up, dig up, cut, break, injure, burn or destroy any tree, shrub, vine, flower or moss growing upon the enclosed land of another, or upon any land reserved, set aside, or maintained by this State as a public park, or as a preserve, or sanctuary for trees, plants, wild animals, birds, or fish without having

previously obtained the permission of such other or his representative or of the superintendent or custodian of such park, refuge, or sanctuary, so to do.

Sec. 2. That it shall be unlawful for any person to transport, carry, or convey, on any public highway, or to sell or expose for sale in any place any holly, youpon, smilax, dog wood, red bud, (Judas tree) grey beard (fringe tree), jessamine, blue bonnets, Indian blankets (Indian paint brushes), cactus, gallardias, gentians (Texas Blue Bells), gay feathers (blazing star of liatris), wild or native, or evergreen or decorative trees, shrubs, vines, flowers, ferns, or moss which has been gathered, picked, cut, or dug in violation of this act.

Provided, however, that in any prosecution under this section, it shall be a defense, that the plants, or the flowers, roots, bulbs, or other parts thereof transported, carried, or conveyed or sold, or offered for sale by him were grown under cultivation, or were taken from his own land or lands under lease by him or were taken from the land of another with such other's, or his representative's, permission.

Sec. 3. That any person who shall wilfully do any act made unlawful by this act shall be punished by a fine of not less than one dollar nor more than ten dollars; provided that the provisions of this act shall not apply to persons, firms or corporations while in the act of clearing and maintaining rights of way and poles, wires and other construction by or for Public Utilities; nor shall this act apply to any person under seventeen years of age.

Sec. 4. That as used in this act the words "person" and "another" shall be construed to embrace any firm, partnership, corporation, association, society, or organization, as well as a natural person.

Read and adopted.

Senator DeBerry asked to be recorded as voting "Nay".

#### Message from the House.

Hall of the House of Representatives,  
Austin, Texas, May 27, 1933.

Hon. Edgar E. Witt, President of the Senate.

Sir: I am directed by the House

to inform the Senate that the House has passed the following bill:

H. B. No. 560, A bill to be entitled "An Act providing for the issuance of patents, under certain conditions, to lands and accretions thereto, heretofore claimed by New Mexico to be in that State, but determined by the Supreme Court of the United States, in its decree of April 9, 1928, to be within the State of Texas, and prescribing the considerations and the conditions necessary for the issuance of such patents, and the manner of such issuance and the provisions to be contained in such patents, and declaring an emergency."

Respectfully submitted,  
LOUISE SNOW PHINNEY,  
Chief Clerk, House of Representatives.

#### House Bill Referred.

H. B. No. 560, referred to Committee on Public Lands and Land Office.

#### Conferees Appointed.

The Chair announced the appointment of the following Senate conferees on H. B. No. 555:

Senators Regan, Rawlings, Poage, Small and Woodruff.

#### House Bill No. 779 Ordered Printed in Journal.

On motion of Senator Woodruff, H. B. No. 779 was ordered not printed in bill form but printed in the Journal instead.

(See Appendix to today's Journal.)

#### Recess.

On motion of Senator Small, the Senate, at 4:15 o'clock p. m., recessed until 9 o'clock Monday morning.

### APPENDIX.

#### Petitions and Memorials.

(Telegram.)

Forty-third Legislature of Texas.  
Lt. Gov. Edgar E. Witt, and Speaker Coke Stevenson.

Several large dailies are editorially criticising the Legislatures refusal to emasculate State Anti-trust

Laws and to supinely accept Federal oil dictatorship and many chambers of commerce are likewise howling all of which should assure the Legislature its position is correct. Preventing monopoly and price fixing and preserving State sovereignty are the most certain safeguards for the greatest number of people. Coercion and dollar domination of States by the Nation is destructive of our form of Government. Wild jackasses said Senator Moses and in the light of the mulish activities of the present Congress the Senator evidently knew whereof he spoke. It may be treason to say so but I emphatically declare that our national lawmakers are launched upon the most dangerous course this Nation ever pursued. Let us hope that throughout it all State sovereignty may be maintained and thank God for such State Legislatures as are so endeavoring particularly the Forty-third of Texas which has crowned itself with glory in refusing to follow all the heresies of the day. The courage saneness and statemanship of its members will endure in the hearts of the people of Texas far down into time. Many members of both Houses are due special praise for their unswerving fidelity to the right principles of Government. To each and every one of them please extend my congratulations for the splendid representation given their constituents and with all my heart I wish them well.

LYNCH DAVIDSON.

#### Committee on Enrolled Bills.

Committee Room,  
Austin, Texas, May 27, 1933.  
Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 118 carefully examined and compared, and find same correctly enrolled.

GREER, Chairman.

Committee Room,  
Austin, Texas, May 27, 1933.  
Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 543 carefully examined and compared, and find same correctly enrolled.

GREER, Chairman.

Committee Room,  
Austin, Texas, May 27, 1933.  
Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 532 carefully examined and compared, and find same correctly enrolled.  
GREER, Chairman.

Committee Room,  
Austin, Texas, May 27, 1933.  
Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 551 carefully examined and compared, and find same correctly enrolled.  
GREER, Chairman.

Committee Room,  
Austin, Texas, May 27, 1933.  
Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 180 carefully examined and compared, and find same correctly enrolled.  
GREER, Chairman.

Committee Room,  
Austin, Texas, May 26, 1933.  
Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 493 carefully examined and compared, and find same correctly enrolled.  
GREER, Chairman.

Committee Room,  
Austin, Texas, May 26, 1933.  
Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 485 carefully examined and compared, and find same correctly enrolled.  
GREER, Chairman.

Committee Room,  
Austin, Texas, May 26, 1933.  
Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 539 carefully examined and compared, and find same correctly enrolled.  
GREER, Chairman.

Committee Room,  
Austin, Texas, May 26, 1933.  
Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 571

carefully examined and compared, and find same correctly enrolled.  
GREER, Chairman.

Committee Room,  
Austin, Texas, May 26, 1933.  
Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 568 carefully examined and compared, and find same correctly enrolled.  
GREER, Chairman.

#### Committee on Engrossed Bills.

Committee Room,  
Austin, Texas, May 27, 1933.  
Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 204 carefully examined and compared, and find same correctly engrossed.  
REGAN, Chairman.

Committee Room,  
Austin, Texas, May 26, 1933.  
Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 413 carefully examined and compared, and find same correctly engrossed.  
REGAN, Chairman.

Committee Room,  
Austin, Texas, May 26, 1933.  
Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 565 carefully examined and compared, and find same correctly engrossed.  
REGAN, Chairman.

#### Committee Reports.

Committee Room,  
Austin, Texas, May 27, 1933.  
Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Finance, to whom was referred H. B. No. 176, (Making an appropriation to reimburse growers and producers of cotton for expenses incurred by reason of the establishment by the State of Texas of a quarantine against the pink boll worm).

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass.  
BECK, Chairman.

Committee Room,  
Austin, Texas, May 26, 1933.  
Hon. Edgar E. Witt, President of the  
Senate.

Sir: We, your Committee on Finance, to whom was referred

S. B. No. 572, A bill to be entitled "An Act for the control and suppression of typhus fever, prescribing the duties of the State Department of Health and of the counties, towns, and cities in reference thereto, making an appropriation, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate, with the recommendation that it do pass, and be printed.

BECK, Chairman.

Committee Room,  
Austin, Texas, May 27, 1933.  
Hon. Edgar E. Witt, President of the  
Senate.

Sir: We, your Committee on Judicial Districts, to whom was referred

H. B. No. 942, A bill to be entitled "An Act repealing Chapter 139, H. B. No. 458, as enacted by the Regular Session of the Thirty-sixth Legislature, as shown on page 256, et. seq., of the Session Acts, which created the 88th Judicial District Court; providing for the effective date of this Act; validating and continuing all causes, processes, writs, bonds and recognizances and making them pending, answerable, and returnable and valid in the 91st Judicial District Court, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

WOODUL, Chairman.

Committee Room,  
Austin, Texas, May 27, 1933.  
Hon. Edgar E. Witt, President of the  
Senate.

Sir: We, your Committee on Public Lands and Land Office, to whom was referred

H. B. No. 560, A bill to be entitled "An Act providing for the issuance of patents under certain conditions to lands and accretions thereto, etc."

Have had the same under consideration, and I am instructed to

report it back to the Senate with the recommendation that it do pass, and be not printed.

WOODRUFF, Chairman.

Committee Room,  
Austin, Texas, May 27, 1933.  
Hon. Edgar E. Witt, President of the  
Senate.

Sir: We, your Committee on State Affairs, to whom was referred

S. B. No. 573, A bill to be entitled "An Act to aid the City of Palacios, Texas, situated in Commissioners' Precinct No. 3 of Matagorda County, Texas in constructing and maintaining sea walls, breakwaters and shore protections in order to protect said city from calamitous overflows, by donating to it eight-ninths (8-9ths) of ad valorem taxes collected on all property both real and personal, in Commissioners Precinct No. 3 of Matagorda County, Texas for a period of twenty years, providing a penalty for misapplication of the moneys thus donated, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be printed in the Journal only.

HOPKINS, Chairman.

By Holbrook.

S. B. No. 573.

#### A BILL

#### To Be Entitled

An Act to aid the City of Palacios, Texas, situated in Commissioners Precinct No. 3 of Matagorda County, Texas, in constructing and maintaining sea walls, breakwaters and shore protections in order to protect said city from calamitous overflows, by donating to it eight-ninths (8-9ths) of ad valorem taxes collected on all property, both real and personal, in Commissioners Precinct No. 3 of Matagorda County, Texas, for a period of twenty years, providing a penalty for misapplication of the moneys thus donated, and declaring an emergency.

Be it enacted by the Legislature of the State of Texas:

Section 1. That for a period of twenty years, commencing with the fiscal year beginning September 1, 1933, there be and hereby are donated and granted by the State of

Texas to the City of Palacios, Texas, situated in Commissioners Precinct Number Three of Matagorda County, Texas, eight-ninths (8/9ths) of the net amount of the State ad valorem taxes collected on all property, both real and personal, in Commissioners Precinct Number 3 of Matagorda County, Texas, which shall be ascertained and apportioned as now provided by law.

Sec. 2. At the end of each month, the Collector of Taxes for Matagorda County, Texas, shall on forms to be furnished by the Comptroller of Public Accounts, make an itemized report under oath to said Comptroller, showing each and every item of State ad valorem taxes collected by him as provided for in this Act, upon all property, both real and personal, in Commissioners Precinct Number 3 of Matagorda County, Texas, and accompany same with a summarized statement showing full disposition of all such State taxes collected; said collector shall present such report together with the tax receipt stubs, authorized by law to be kept, to the County Clerk of Matagorda County, Texas, who shall within ten days compare said report with stubs, and, if the same agree in every particular as regards names, dates and amount, the clerk shall certify to its correctness and for which examination and certificate he shall be paid by the commissioners court, Twenty-five cents for each certificate and Twenty-five cents for each two hundred tax payers of said report. The said collector shall then immediately forward his report, so certified, to the Comptroller and shall pay over to the City Treasurer of the City of Palacios, Texas, eight-ninths (8-9) of all moneys collected by him during said month under the provisions of this Act, except such amounts as are allowed by law for assessing and collecting the same, and shall forward a duplicate copy of the receipt given to him by the Treasurer of the City of Palacios, Texas, for such moneys to the Comptroller. The said Collector shall remit to the State Treasury one-ninth (1-9) of all such taxes collected by him from month to month.

Sec. 3. The Treasurer of the City of Palacios, Texas, shall, at the end of each month, make an itemized report under oath to the Comptroller

of Public Accounts, showing the amount of money received by him from the Collector of Taxes for Matagorda County, Texas, and what disbursements, if any, have been made during said month of such moneys.

Sec. 4. The municipal authorities of the City of Palacios, Texas, shall, on the 1st day of January of each year, cause to be made an itemized statement, under oath and in triplicate, showing the amount of money received by the City of Palacios, Texas, under this Act, and how, to whom, and for what purpose the same has been expended. One copy of such statement after having been audited shall be forwarded to and filed with the county clerk of Matagorda County, Texas, as hereinafter provided, and one copy shall be forwarded to the Comptroller of Public Accounts. The said statements shall be sworn to by the treasurer of said city, and the correctness thereof shall be certified by an auditor appointed by the commissioners court of Matagorda County, Texas, who shall, while auditing said statement, have before him all vouchers upon which expenditures have been made from said fund. And no item of expenditure shall be allowed or passed by said auditor unless he have in his possession legal and proper vouchers therefor, showing compliance with this Act. And upon the completion of said audit the said report and all vouchers shall be attached together, numbered consecutively, and be by said auditor returned to and thereafter safely kept by the county clerk of Matagorda County, Texas, as a part of the records of his office.

Sec. 5. The moneys herein and hereby granted and donated to the City of Palacios, Texas, are declared to be trust funds for the purpose of aiding said city in paying the interest and sinking fund upon an issue or issues of bonds, the proceeds of which are to be used exclusively in constructing and maintaining sea walls, breakwaters and shore protections in order that said city may be protected from calamitous overflows and storm waters. The use and diversion of such moneys for any other purpose whatsoever is hereby prohibited; provided, that whenever the moneys in the hands of the city treasurer of said City of Palacios, Texas, received from the State under the provisions of this or any other law, shall ex-

ceed the sum of one year's interest and the required annual sinking fund on the bonds herein referred to that have been issued and are then outstanding, such excess shall be invested by the governing body of said city in bonds of the United States, the State of Texas, or the bonds of any county or subdivision thereof, city or town, of the State of Texas, bearing interest at the rate of not less than four per cent per annum, and, provided further, that the entire sinking fund, when received by the city treasurer of said city, shall be invested by the municipal authorities of said city, as received, in the bonds herein referred to, or bonds of the United States, State of Texas, or the bonds of any county or subdivision thereof, city or town, of the State of Texas, bearing interest at a rate of not less than four per cent per annum; provided further, that when the sinking fund created under the provisions of this Act shall become sufficient to retire all outstanding bonds issued hereunder, the Act shall cease to be operative and the donation herein provided for shall cease. A violation of the provisions of this section shall constitute a misapplication of public money and the person or persons so offending shall be punished as provided for in Article 86 of the Penal Code of the State of Texas.

Sec. 6. The fact that the greater portion of commissioners precinct No. 3 of Matagorda County, Texas, including the City of Palacios, is located on the shore of Matagorda Bay and only a few inches above sea level, and the fact that the waves are daily eroding the shore line of said bay and destroying valuable properties, and the fact that a great number of Texas people and a great number of people living at Palacios, and a great number of visitors from the State of Texas are living on the bay front and located in such manner as to be wholly unprotected from the gulf storms, and the fact that a great number of said houses and other properties were damaged by the storms of 1900, 1915 and subsequent dates, create an emergency and an imperative public necessity exists demanding that the constitutional rule requiring bills to be read on three several days in each House be suspended, and said rule is hereby suspended, and this Act shall

take effect and be in force from and after its passage, and it is so enacted.

Committee Room,

Austin, Texas, May 26, 1933.

Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Public Lands and Land Office, to whom was referred

H. B. No. 779, A bill to be entitled "An Act to provide for the repurchase of land set apart to build the Capitol that has been recovered by the State and appropriated to the Public Free School Fund, and heretofore purchased from the State, and forfeited or that should be forfeited for non-payment of interest accrued prior to November 1, 1932, the owner of such land or part thereof at the date of forfeiture shall have a preference right for a period of ninety (90) days after the date of notice of revaluation of such land to repurchase the same upon the terms and conditions provided in Chapter 94, page 267, Acts of 1925, as amended by the Acts of 1926, Thirty-ninth Legislature, First Called Session, page 43, Chapter 25; providing the purchase price of the land shall include all unpaid interest to the effective date of this Act; providing no person owing delinquent taxes and interest prior to November 1, 1929, may take advantage of provisions hereof until said taxes and interest are paid; providing settlement on said land shall be a condition for coming within the provisions of this bill; providing any resale of said land shall be with same mineral reservations as the original sale, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

WOODRUFF, Chairman.

By Rogers of Ochiltree.

H. B. No. 779.

#### A BILL

#### To Be Entitled

An Act to provide for the repurchase of land set apart to build the Capitol that has been recovered by the State and appropriated to the Public Free School Fund, and heretofore purchased from the State, and forfeited or that should

be forfeited for non-payment of interest accrued prior to November 1, 1932, the owner of such land or part thereof at the date of forfeiture shall have a preference right for a period of ninety (90) days after the date of notice of revaluation of such land to repurchase the same upon the terms and conditions provided in Chapter 94, page 267, Acts of 1925, as amended by Acts of 1926, Thirty-ninth Legislature, First Called Session, page 43, Chapter 25; providing the purchase price of the land shall include all unpaid interest to the effective date of this Act; providing no person owing delinquent taxes and interest prior to November 1, 1929, may take advantage of provisions hereof until said taxes and interest are paid; providing settlement on said land shall be a condition for coming within the provisions of this bill; providing any resale of said land shall be with same mineral reservations as the original sale, and declaring an emergency. Be it enacted by the Legislature of the State of Texas:

Section 1. That where land set apart to build the Capitol, that has been recovered by the State and appropriated to the Public Free School Fund, and heretofore purchased from the State, has been forfeited for non-payment of interest accrued prior to November 1, 1932, the owner of such land, or part thereof, at the date of forfeiture shall have a preference right for a period of ninety (90) days after the date of notice of revaluation of such land, to repurchase the same upon the

terms and conditions provided in Chapter 94, page 267, Acts of 1925, as amended by the Acts of 1926, Thirty-ninth Legislature, First Called Session, page 43, Chapter 25. Provided that in addition to the reappraised value of said land the purchase price of said land shall include all unpaid interest to the date this Act becomes effective. Provided further, that no person whose taxes and interest are delinquent on said land prior to November 1, 1929, shall be entitled to take advantage of the provisions of this Act until he has paid said interest and taxes. Provided that settlement on said land shall be a condition for coming within the provisions of this bill. Provided further, that any resale of said land shall be with the same reservation of minerals as the original sale.

Sec. 2. The fact that much of said land is under cultivation, and on account of the drouth and depression, the owners are unable to pay their interest, and in consequence are unable to occupy and cultivate their lands for any further period of time unless they are enabled to re-establish their purchases, and are being confronted with the possibility of the loss of their homes and the possibility of forfeiture at a date before they can meet accrued interest, creates an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days be suspended, and the same is hereby suspended, and this Act shall take effect and be in force from and after its passage, and it is so enacted.

#### Final Disposition of Bills.

#### SUPPLEMENT.

Number of Bill or Resolu- tion	Date Filed	Vote	
		House	Senate
H. B. No. 260 .....	May 26, 1933..... 11:00 a. m.	Yeas 110 Nays 0	Yeas 27 Nays 0
H. B. No. 333.....	May 26, 1933..... 11:00 a. m.	Yeas 104 Nays 0	Yeas 26 Nays 0
H. B. No. 361.....	May 26, 1933..... 3:13 p. m.	Yeas 106 Nays 0	Yeas 29 Nays 0
H. B. No. 459.....	May 26, 1933..... 11:00 a. m.	Passed by viva voce vote	Yeas 19 Nays 7



## SUPPLEMENT—(Continued).

Number of Bill or Resolu- tion	Date Filed	Vote	
		House	Senate
H. B. No. 475.....	May 26, 1933 .....	Yeas 110	Yeas 24
	11:00 a. m.	Nays 0	Nays 2
H. B. No. 558.....	May 26, 1933 .....	Passed by viva	Yeas 25
	11:00 a. m.	voce vote	Nays 0
H. B. No. 599 .....	May 26, 1933 .....	Yeas 104	Yeas 30
	11:00 a. m.	Nays 0	Nays 0
H. B. No. 623.....	May 26, 1933 .....	Yeas 114	Yeas 24
	11:00 a. m.	Nays 4	Nays 4
H. B. No. 887.....	May 26, 1933 .....	Yeas 104	Yeas 25
	11:00 a. m.	Nays 0	Nays 1
H. B. No. 893.....	May 26, 1933 .....	Yeas 107	Yeas 26
	11:00 a. m.	Nays 0	Nays 0
H. B. No. 895.....	May 26, 1933 .....	Yeas 103	Yeas 26
	11:00 a. m.	Nays 0	Nays 0
H. B. No. 900.....	May 26, 1933 .....	Yeas 104	Yeas 25
	11:00 a. m.	Nays 0	Nays 0
H. B. No. 903.....	May 26, 1933 .....	Yeas 108	Yeas 27
	11:00 a. m.	Nays 0	Nays 0
H. B. No. 929.....	May 26, 1933 .....	Yeas 106	Yeas 22
	11:00 a. m.	Nays 0	Nays 3
H. B. No. 938 .....	May 26, 1933 .....	Yeas 104	Yeas 26
	11:00 a. m.	Nays 0	Nays 0
H. C. R. No. 56.....	May 26, 1933 .....	Adopted	Adopted
	11:00 a. m.		
H. C. R. No. 61.....	May 26, 1933 .....	Adopted	Adopted
	11:35 a. m.		
H. C. R. No. 62.....	May 26, 1933 .....	Adopted	Adopted
	11:00 a. m.		
H. C. R. No. 66.....	May 26, 1933 .....	Adopted	Adopted
	11:00 a. m.		
H. C. R. No. 83.....	May 26, 1933 .....	Adopted	Adopted
	11:00 a. m.		
H. C. R. No. 87.....	May 26, 1933 .....	Passed by viva	Adopted
	11:00 a. m.	voce vote	
H. C. R. No. 95.....	May 26, 1933 .....	Passed by viva	Adopted
	11:00 a. m.	voce vote	
H. C. R. No. 98.....	May 26, 1933 .....	Passed by viva	Adopted
	11:00 a. m.	voce vote	
H. C. R. No. 100.....	May 26, 1933 .....	Passed by viva	Passed by viva
	11:00 a. m.	voce vote	voce vote

## SUPPLEMENT—(Continued).

Number of Bill or Resolu- tion	Date Filed	Vote	
		House	Senate
S. J. R. No. 2.....	May 26, 1933..... 11:00 a. m.	Yeas 120 Nays 6	Yeas 25 Nays 0
S. C. R. No. 39.....	May 26, 1933..... 11:00 a. m.	Adopted	Adopted
S. C. R. No. 58.....	May 26, 1933..... 11:00 a. m.	Adopted	Adopted
S. C. R. No. 63.....	May 26, 1933..... 11:00 a. m.	Adopted	Adopted
S. C. R. No. 67.....	May 26, 1933..... 11:00 a. m.	Adopted	Adopted
S. C. R. No. 69.....	May 26, 1933..... 11:00 a. m.	Adopted	Adopted
S. C. R. No. 72.....	May 26, 1933..... 11:00 a. m.	Yeas 108 Nays 0	Adopted
S. C. R. No. 73.....	May 26, 1933..... 11:00 a. m.	Passed by viva voce vote	Adopted
S. B. No. 148.....	May 26, 1933..... 11:00 a. m.	Yeas 105 Nays 0	Yeas 21 Nays 4
S. B. No. 242.....	May 26, 1933..... 11:00 a. m.	Yeas 114 Nays 6	Yeas 27 Nays 0
S. B. No. 357.....	May 26, 1933..... 11:00 a. m.	Yeas 107 Nays 0	Yeas 29 Nays 0
S. B. No. 426.....	May 26, 1933..... 11:00 a. m.	Yeas 106 Nays 0	Yeas 27 Nays 0
S. B. No. 434.....	May 26, 1930..... 11:00 a. m.	Yeas 103 Nays 0	Yeas 30 Nays 0
S. B. No. 478.....	May 26, 1933..... 11:00 a. m.	Yeas 106 Nays 0	Yeas 30 Nays 0
S. B. No. 515.....	May 26, 1933..... 11:00 a. m.	Yeas 112 Nays 0	Yeas 28 Nays 0

W. W. HEATH, Secretary of State.

## SEVENTY-FIFTH DAY.

(Continued.)

Senate Chamber,  
Austin, Texas,  
May 29, 1933.

The Senate met at 9 o'clock a. m., pursuant to recess, and was called to order by President Pro Tem. Walter Woodul.

## Point of No Quorum.

Senator Stone raised the point of order that a quorum was lacking.

The roll call showed the following present:

Collie.	Patton.
Duggan.	Poage.
Greer.	Rawlings.
Holbrook.	Redditt.
Hornsby.	Russek.
Moore.	Stone.
Pace.	Woodul.
Parr.	Woodward.

## Absent.

Beck.	DeBerry.
Blackert.	Fellbaum.